IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN INSOLVENCY

NOTICE OF MOTION NO. 126 OF 2005
IN
INSOLVENCY PETITION NO. 24 OF 2005

1. Ajeet Construction Co. & ors. ... Insolvents

V/s

Nandkishore & Co. ... Petitioning Creditors

Mr. U.G. Tahiliani for the Insolvents/debtors.

Ms. K.S. Lalwani for the petitioning creditors.

Mr. A.P. Kothari, Dy. Official Assignee present.

CORAM: P.V. KAKADE, J.

DATED: 6TH DEC., 2005

P.C.:

1. This notice of motion under Sec.21(1) of the P.T.I. Act, 1909 is taken out for annulment on the ground of full satisfaction of the claims.

2. Heard advocate for the creditors as well as the Official Assignee.

3. There is no question that the full payment is made. It appears from the record that the petitioning creditors have deposited the amount of Rs.6,500/- out of

which an amount of Rs.5,000/- is credited and remaining amount of Rs.1,500/- is to be credited. The learned counsel for the debtors agrees to make that payment.

4. Hence, the notice of motion is made absolute in terms of prayer clause (a) on condition that the debtors shall deposit the amount of Rs.1,500/- with the Insolvent Registrar within two weeks from the date of this order.

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